

## Message Text

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47

ACTION DLOS-07

INFO OCT-01 AF-10 ARA-16 IO-14 ISO-00 CG-00 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-07 PA-04

RSC-01 PRS-01 SP-03 SS-20 USIA-15 AID-20 CEQ-02

COA-02 COME-00 EB-11 EPA-04 NSF-04 SCI-06 FEAE-00

ACDA-19 AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00

OMB-01 OIC-04 EA-11 EUR-25 NEA-14 TRSE-00 DRC-01 /289 W  
----- 053354

P 251321Z JUN 74

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC PRIORITY 7740

INFO AMEMBASSY CARACAS PRIORITY

USMISSION GENEVA PRIORITY

USMISSION USUN NY PRIORITY

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CARACAS FOR LOS DELEGATION

E.O.: 11652: N/A

TAGS: PLOS, SENV

SUBJ: UNEP EX DIR STRONG'S PARTICIPATION IN CARACAS LOS CONFERENCE

SUMMARY: UNEP EX DIR STRONG WILL BE IN GENEVA JUNE 26-27  
TO APPROVE DRAFT OF HIS ADDRESS TO CARACAS LOS CONFERENCE  
TENTATIVELY SCHEDULED FOR JULY 8. HE WILL BE IN CARACAS JULY 7-14.  
EMBASSY HAS OBTAINED COPY OF FIRST DRAFT ON CONFIDENTIAL BASIS  
FROM UNEP SECRETARIAT. RECOMMENDATIONS FROM DRAFT SUMMARIZED  
BELOW TO FACILITATE POSSIBLE CONSULTATIONS BETWEEN STRONG AND  
U.S. DEL. END SUMMARY

1. DRAFT RECOMMENDS FOLLOWING GENERAL ENVIRONMENTAL OBLIGATIONS OF  
STATES BE ESTABLISHED IN LOS CONVENTION:

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A) STATES SHALL PROTECT AND PRESERVE QUALITY AND RESOURCES

MARINE ENVIRONMENT FOR BENEFIT PRESENT AND FUTURE GENERATIONS.

B) STATES SHALL COOPERATE WITH EACH OTHER AND WITH COMPETENT INTERNATIONAL BODIES IN PROTECTION MARINE ENVIRONMENT THROUGH DEVELOPMENT MINIMUM INTERNATIONAL STANDARDS.

C) STATES SHOULD CONFORM THEIR NATIONAL LAWS TO MINIMAL INTERGOVERNMENTALLY AGREED MEASURES AND ENSURE THEIR LEGISLATION PROVIDES FOR ADEQUATE ENFORCEMENT.

2. GENERAL POLLUTION CONTROL RECOMMENDATIONS:

A) STATES ARE RESPONSIBLE FOR INJURY TO ANY PORTION OF MARINE ENVIRONMENT, INCLUDING AREAS AND RESOURCES BEYOND LIMITS NATIONAL JURISDICTION.

B) STATES SHALL USE BEST PRACTICABLE MEANS TO MINIMIZE DISCHARGE MARINE POLLUTANTS FROM ALL SOURCES, LAND-BASED AS WELL AS MARINE-BASED.

3. VESSEL-SOURCE POLLUTION RECOMMENDATIONS:

A) CONFERENCE SHOULD URGE STATES TO AGREE THAT THEIR NAVAL VESSELS SHOULD BE SUBJECT TO POLLUTION CONTROL CONVENTIONS FROM WHICH THEY NOW EXEMPT.

B) CONFERENCE SHOULD URGE STATES TO ACCELERATE BRINGING INTO FORCE EXISTING INTERNATIONAL CONVENTIONS.

C) STATES SHALL HAVE RIGHT TO ENFORCE EXISTING INTERNATIONAL OBLIGATIONS NOT ONLY ON SHIPS FLYING THEIR FLAGS, BUT ALSO THOSE UTILIZING THEIR COASTAL WATERS AND PORTS. RIGHT SHOULD BE NONDISCRIMINATORY AND EXTEND TO ALL SHIPS, INCLUDING NAVAL VESSELS.

D) COASTAL STATES SHALL HAVE RIGHT ESTABLISH POLLUTION CONTROL STANDARDS MORE STRINGENT THAN THOSE AGREED INTERNATIONALLY WHERE NECESSARY TO PREVENT HARM TO ESPECIALLY SENSITIVE AREAS.

4. RE POLLUTION FROM SEABED ACTIVITIES, DRAFT RECOMMENDS SEABED AUTHORITY HAVE RESPONSIBILITY TO SET MINIMAL BUT BINDING STANDARDS TO CONTROL POLLUTION FROM EXPLORATION/EXPLOITATION SEABED RESOURCES BOTH WITHIN AND BEYOND LIMITS NATIONAL JURISDICTION.

5. RE MANAGEMENT/CONSERVATION LIVING RESOURCES, DRAFT RECOMMENDS:

A) STATES SHALL ADOPT AND ENFORCE CONSERVATION MEASURES FOR FISHING CARRIED OUT WITHIN THEIR NATIONAL JURISDICTIONS.

B) STATES SHALL COOPERATE WITH OTHER STATES AND WITH COMPETENT INTERNATIONAL BODIES IN TAKING MEASURES TO ACHIEVE MAXIMUM SUSTAINABLE LIMITED OFFICIAL USE

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YIELDS OF LIVING RESOURCES EXPLOITED BY MORE THAN ONE STATE.

6. DRAFT URGES THAT SCIENTIFIC RESEARCH REGIME ADOPTED BY CONFERENCE IMPOSE NO UNDUE RESTRICTIONS ON BASIC RESEARCH IN WATERS BEYOND TERRITORIAL SEAS AND MAKES FOLLOWING RECOMMENDATIONS:

A) STATES SHALL COOPERATE WITH EACH OTHER AND WITH COMPETENT INTERNATIONAL BODIES IN ELABORATING AND EXECUTING PLANS FOR SCIENTIFIC RESEARCH IN MARINE ENVIRONMENT.

B) STATES SHALL PERMIT SCIENTIFIC RESEARCH IN AREAS UNDER THEIR CONTROL, PROVIDED IT HAS PEACEFUL PURPOSES AND APPROPRIATE ARRANGEMENTS ARE MADE FOR COMPLETE AND PROMPT SHARING OF RESULTS WITH COASTAL STATES.

7. ON TECHNICAL ASSISTANCE, DRAFT RECOMMENDS:

A) STATES SHALL PROVIDE TECHNICAL ASSISTANCE TO DEVELOPING COUNTRIES TO ENABLE THEM TO PARTICIPATE IN INTERNATIONALLY AGREED PROGRAMS OF SCIENTIFIC RESEARCH IN MARINE ENVIRONMENT AND TO TAKE INTERNATIONALLY AGREED MEASURES FOR PROTECTION MARINE ENVIRONMENT.

B) STATES SHALL PROVIDE APPROPRIATE ASSISTANCE TO OTHER STATES THREATENED BY MAJOR POLLUTION INCIDENTS AFFECTING MARINE ENVIRONMENT.

8. ALTHOUGH NOT YET INCORPORATED IN DRAFT, UNEP LEGAL ADVISER HAS SUGGESTED FOLLOWING LANGUAGE ON SPECIFIC UNEP ROLE:

A) UNEP SHOULD, IN ACCORDANCE ITS MANDATE AND IN COLLABORATION WITH COMPETENT INTERNATIONAL BODIES, CONTINUE TO ENCOURAGE, COORDINATE AND CONSOLIDATE ACTIVITIES AND MEASURES DESIGNED TO PROTECT AND PRESERVE MARINE ENVIRONMENT. IN PARTICULAR IT SHOULD RECOMMEND APPROPRIATE MEASURES FOR CONTROL OF MARINE POLLUTION FROM LAND-BASED SOURCES.

9. COMMENT: IF U.S. DEL REFERS TO ABOVE RECOMMENDATIONS, IN CONSULTATIONS WITH STRONG, EMBASSY CAUTIONS THEY TAKEN FROM UNCLEARED DRAFT GIVEN EMBASSY ON CONFIDENTIAL BASIS.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, MEETING AGENDA, WATER POLLUTION, POLLUTION CONTROL, ENVIRONMENT, MEETINGS  
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**Draft Date:** 25 JUN 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Authority:** CollinP0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CollinP0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 17 JUN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <17 JUN 2002 by kelleyw0>; APPROVED <24 FEB 2003 by CollinP0>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** UNEP EX DIR STRONG'S PARTICIPATION IN CARACAS LOS CONFERENCE SUMMARY: UNEP EX DIR STRONG WILL BE IN GENEVA  
JUNE 26-27  
**TAGS:** PLOS, SENV, UNEP, UN, CARACAS  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005